

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
CHIEF JUDGE WILEY Y. DANIEL**

Courtroom Deputy: Robert R. Keech
E.C.R./Reporter: Therese Lindblom

Date: March 19, 2009

Civil Action No: **08-cv-01852-WYD-KMT**

Counsel:

PAUL OTENG,

John S. Lopatto, III

Plaintiff,

v.

GOLDEN STAR RESOURCES, LTD. et al.,

Tom McNamara

Defendants.

COURTROOM MINUTES

HEARING ON DEFENDANTS' MOTION TO DISMISS and DEFENDANTS' MOTION FOR COSTS, INCLUDING ATTORNEYS' FEES, AND FOR STAY OF PROCEEDINGS

2:35 p.m. Court in Session

APPEARANCES OF COUNSEL.

Court's opening remarks.

Defendants' Motion to Dismiss [doc. #13], filed November 6, 2008, is raised for argument.

2:39 p.m. Argument by Plaintiff (Mr. Lopatto).

2:53 p.m. Argument by Defendants (Mr. McNamara).

3:27 p.m. Argument by Plaintiff (Mr. Lopatto).

4:02 p.m. Argument by Defendants (Mr. McNamara).

4:05 p.m. Argument by Plaintiff (Mr. Lopatto).

4:09 p.m. Argument by Defendants (Mr. McNamara).

Defendants' Motion for Costs, Including Attorney Fees, and for Stay of Proceedings Pursuant to Fed. R. Civ. P. 41(d) [doc. #20], filed November 11, 2008, is raised for argument.

4:09 p.m. Argument by Defendants (Mr. McNamara).

4:13 p.m. Argument by Plaintiff (Mr. Lopatto).

ORDERED: Defendants' Motion to Dismiss [doc. #13], filed November 6, 2008, is **TAKEN UNDER ADVISEMENT**.

ORDERED: Defendants' Motion for Costs, Including Attorney Fees, and for Stay of Proceedings Pursuant to Fed. R. Civ. P. 41(d) [doc. #20], filed November 11, 2008, is **TAKEN UNDER ADVISEMENT**.

Court indicates a written order will follow.

4:15 p.m. Court in Recess - HEARING CONCLUDED

TOTAL TIME: 1:40